

# UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF MICHIGAN  
814 THEODORE LEVIN UNITED STATES COURTHOUSE  
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## NOTICE OF AMENDMENTS TO LOCAL RULES

On May 6, 2002, the Judges of the United States District Court for the Eastern District of Michigan approved amendments to Local Rule 5.3, Civil Material Sealed Under Protective Orders, effective June 1, 2002. Due to an oversight, these amendments were not published.

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### **LR 5.3            Civil Material Sealed Under Protective Orders**

**(a)      Filing.** Documents subject to a protective order must be filed pursuant to LR 5.1. In addition, each document subject to a protective order must be placed in a separate 9 ½ x 12 inch envelope and sealed closed. Each envelope must plainly state the full case caption, title of the document enclosed and the text, "FILED UNDER SEAL PURSUANT TO A PROTECTIVE ORDER" in bold, capital letters not less than one inch high.

**(b)      Disposition.** Sixty days after the entry of a final judgment and an appellate mandate, if appealed, attorneys must present to the court a proposed order specifying whether the material sealed with protective order is (a) to be returned to the parties or (b) unsealed and placed in the case file. Failure to present the order will result in the court ordering the clerk to unseal the material and place it in the case file.

COMMENT: LR 5.3 makes attorneys responsible for material sealed with a protective order. Upon receipt of sealed material, the Clerk's Office will provide copies of this Rule to the submitting party.

Attorneys are cautioned to seal only those documents specifically referenced in the protective order. If the sealed documents are exhibits to a motion, only the exhibits are to be filed under seal. Attorneys are instructed not to fasten, staple or bind sealed and public documents together.

Sealed settlement agreements or other material provided by statute, e.g., *Qui Tam* cases, are not covered by LR 5.3.